## CALTRANS STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION BID FOR

CONSTRUCTION ON STATE HIGHWAY IN ORANGE COUNTY IN HUNTINGTON BEACH AND WESTMINSTER FROM TALBERT AVENUE TO 11TH STREET In District 12 on Route 39

UNDER

Notice to Bidders and Special Provisions dated February 29, 2016 Project plans approved January 25, 2016 Standard Specifications dated 2010 Standard Plans dated 2010

Identified by

Contract No. 12-0P4604

12-Ora-39-3.6/7.2

Project ID 1215000111

Bids open Thursday, March 24, 2016

Dated February 29, 2016

AADD

Bidder Name: America Pacific Construction

BID TO THE DEPARTMENT OF TRANSPORTATION

DES-OE-0102.1

Bidder ID: VC0000101431

Name of Bidder America Pacific Construction Bidder ID VC0000101431 Business Street Address 201 Laurel Ave # 13 (Include even if P.O. Box is used) Business P.O. Box City, State, Zip Brea, Ca, 92821 Telephone No. 5595779999 Fax No. 7143843988 Contractor License No.940463

California Department of Industrial Relations Registration number\*\* 1000014963 Checksum 7B7C0BF8

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the Notice to Bidders.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non•plant establishment work within the number of working days bid for non•plant establishment work.

- 2. Bidder has and acknowledges the following addenda: 0
- 3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Bidder's Bond
- 4. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:

\_\_\_\_\_\_\_

- 4.1 Criminal prosecution
- 4.2 Rejection of the bid
- 4.3 Rescission of the award
- 4.4 Termination of the Contract

PRINTED NAME: ASHISH SEHGAL AND TITLE OF PERSON SIGNING: PRESIDENT

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION Contract No.: 12-0P4604 Project ID: 1215000111
Bidder Name: America Pacific Construction Bidder ID: VC0000101431

Draaci	name. Ame	erica Pacific Con	SCIU	201011		dder ID.	VC0000101431
Item No.	   Item   Code	Item Description	    Uni  Mea:			Price	   Item Total 
1	120090  AREA SIC	CONSTRUCTION GNS	     LS	LUMP SUM	   LUMP 	SUM	   6,800.00
2	120100  SYSTEM 	TRAFFIC CONTROL	     LS	LUMP SUM	   LUMP 	SUM	37,000.00
3	128651  CHANGEAE  (EA)	BLE MESSAGE SIGN	     EA	2.0	!	1,760.00	   3,520.00
4	130100  MANAGEME 	JOB SITE	     LS	LUMP SUM	   LUMP 	SUM	2,650.00
5	•	PREPARE WATER ON CONTROL	     Ls	LUMP SUM	   LUMP 	SUM	   700.00
6	130620  DRAINAGE  PROTECTI		    EA	18.0	 	82.00	   1,476.00
7	150204  (LF) 	ABANDON CULVERT	     LF	140.0	   	39.00  	5,460.00
8	•	REMOVE ROADSIDE INTED ON MAST ARM		3.0	   	129.00	387.00
9	150748  SIGN PAN		    EA	3.0	 	120.00	360.00
10	150809  (LF) 	REMOVE CULVERT	    LF	480.0	     	28.00	13,440.00
	153121  (CY) 	REMOVE CONCRETE	    CY	48.0	     	349.00	16,752.00
	INSPECT	CLEANING, ING, AND IG CULVERT (LF)	     LF			6.50 	11,115.00

Contract No. 12-0P4604

Bidder Name: America Pacific Construction Bidder ID: VC0000101431

Blader	Name: Ame	erica Pacific Cons	Bidder ID: VC0000101431		
Item No.		Description		   Unit Price 	   Item Total 
13	155314  CURED-IN	-PLACE PIPELINER	   470.0  LF	   110.00	   51,700.00 
14		22" X 13" I-PLACE PIPELINER	   680.0  LF	   110.00	   74,800.00
15	155316  CURED-IN	-PLACE PIPELINER	   510.0  LF	   153.00 	78,030.00
16		29" X 18" I-PLACE PIPELINER	63.0	   153.00 	9,639.00
17(F)	•	MINOR CONCRETE STRUCTURE)	50.0	   183.00 	9,150.00
	560248 FURNISH SINGLE  SHEET ALUMINUM SIGN  (0.063"-UNFRAMED)			18.00	720.00
19	568015 INSTALL SIGN   (MAST-ARM HANGER METHOD)		   3.0  EA	   235.00	705.00
20	568017 INSTALL ROADSIDE  SIGN PANEL ON EXISTING  POST		3.0	   118.00 	354.00
21	030755 RETROREFLECTIVE  SHEETING (TYPE X1)		   9.0  SQFT	   10.00	90.00
22	030756 FURNISH SINGLE  SHEET ALUMINUM SIGN  (0.063"-UNFRAMED) FOR  RETROREFLECTIVE SHEETING  (TYPE X1)		   9.0      SQFT	   18.00   	162.00
	597401  (2-COAT)		   440.0  SQFT	   8.50	3,740.00

Contract No.: 12-0P4604 Project ID: 1215000111
Bidder Name: America Pacific Construction Bidder ID: VC0000101431

+ <b></b> -				
   Item   No.	Item   Item   Code   Description	Estimated   Quantity   Unit of    Measure	Unit Price     	Item Total
+ <b></b>    24 	667006 21" X 15"  CORRUGATED STEEL PIPE  ARCH (.109" THICK)		   67.00	32,160.00
   25 	731502 MINOR CONCRETE  (MISCELLANEOUS  CONSTRUCTION)	1   48.0   CY	469.00  	22,512.00
  26   	860090 MAINTAINING  EXISTING TRAFFIC  MANAGEMENT SYSTEM  ELEMENTS DURING  CONSTRUCTION	LUMP SUM     LS     LS	LUMP SUM    -  -  -  -  -  -	100.00
+ 	Total Bid			\$383,522.00

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Contract No.: 12-0P4604 Project ID: 1215000111

Bidder Name: America Pacific Construction

DES-OE-0102.2C (REV 03/2015)

Bidding Firm: America Pacific Construction

List this sub? Yes

1) Business Name ENOR INNOVATIONS INC
Location City Paramont State CA
California Contractor License Number 931953
Public Works Contractor Registration Number 1000007079
Portion of Work Subcontracted:

Item %

Description

Bidder ID: VC0000101431

2 40 PARTIAL TRAFFIC CONTROL 1 100 constuction area signs

List this sub? Yes

2) Business Name SACON ENGINEERING INC
Location City HUNTINGTON BEACH State CA
California Contractor License Number 731797
Public Works Contractor Registration Number 1000003923
Portion of Work Subcontracted:

Item %

Description

- 13 70 18" CURED-IN-PLACE PIPELINER
- 14 70 22" X 13" CURED-IN-PLACE PIPELINER
- 15 70 24" CURED-IN-PLACE PIPELINER
- 16 70 29" X 18" CURED-IN-PLACE PIPELINER

Small Business Certification (Reference) Number: 1193800

Bidder Name: America Pacific Construction Bidder ID: VC0000101431

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

COMPLETE ONE OF THE FOLLOWING:

\*Small Business Preference

The undersigned requests small business preference and certifies, under penalty of perjury, that the firm meets the requirements of 2 CA Code of Regs • 1896 et seq. and is certified as a small business at the time and day of bid opening or has submitted a complete application to the Department of General Services (DGS) and is subsequently certified. The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date.

Date:	03/24/16	Signature:	

\*Non-Small Business Preference

The undersigned non-small business preference and notifies the Department on the Certified Small Business Listing for the Non-Small Business Preference form that it commits to subcontract at least 25 percent of its bid amount with one or more firms that meets the requirements of 2 CA Code of Regs • 1896 et seq. and the firms are certified as small businesses at the time and day of bid opening or have submitted a complete application and are subsequently certified by the Department of General Services (DGS). The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date. List these firms on the Certified Small Business Listing for the Non-Small Business Preference form.

Date: S	Signature:	
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Bidder Name: America Pacific Construction

DES-OE-102.9 (REV 11/2008)

CALIFORNIA COMPANY PREFERENCE

This form must be completed by all bidders. Failure of a non-California company to fill out and sign this form may be cause for rejection of its bid. Eligibility for a reciprocal preference for a California company is waived if the California company fails to complete and sign this form under penalty of perjury.

The undersigned certifies that it is a "California company" as defined in Pub Cont Code ♦ 6107 and meets one of the following (enter requested information):

1. I am a California company which has its principal place of business in California.

2. I a California company which has its principal place of business in a state in which there is no local contractor preference on construction contracts.

Name of State:

or

3. I a California company which has its principal place of business in a state in which there is a local contractor preference and my company has paid not less than \$5,000 in sales or use taxes to California for construction related activity for each of the 5 years immediately preceding the submission of the bid.

Name of State:

California Sales or Use Tax No.:

The undersigned certifies that it is not a "California company."

4. I a California company.

My principal place of business is in:

(Enter state or country)

Bidder ID: VC0000101431

Describe any and all bid preferences provided to your company by the state or country in which your company has its principal place of business. (Attach additional sheets if necessary.) Describe:

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATE	Signature	of	Bidder

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION  Contract No.: 12-0P4604 Project ID: 1215000111  Bidder Name: America Pacific Construction Bidder ID: VC0000101431  OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS  DES-OE-0102.12A (REV. 8/2012)						
To opt out of payment adjustments for price index fluctuations as specified, complete this form.						
I opt out of the payment adjustments for price index fluctuations.						
Enter Date and Name to opt out of payment adjustments for price index fluctuations.						
Date: Bidder's Name:						
Signature:						

Contract No. 12-0P4604

Contract No.: 12-0P4604 Project ID: 1215000111

Bidder Name: America Pacific Construction Bidder ID: VC0000101431

#### UNDOCUMENTED ALIENS EMPLOYMENT

Under Pub Cont Code  $\blacklozenge$  6101, the Bidder certifies compliance with state and federal law respecting the employment of undocumented aliens.

#### NONCOLLUSION

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of CA County of ORANGE

Name: ASHISH SEHGAL,

being first duly sworn, deposes and says that he or she is

PRESIDENT of

AMERICA PACIFIC CONSTRUCTION

the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

## CHILD SUPPORT COMPLIANCE ACT

Under Pub Cont Code ♦ 7110, the contractor acknowledges that:

- 1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
- 2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.

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Contract No.: 12-0P4604 Project ID: 1215000111

Bidder Name: America Pacific Construction Bidder ID: VC0000101431

#### NATIONAL LABOR RELATIONS BOARD

Under Pub Cont Code ♦ 10232, the contractor, swears under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the contractor within the immediately preceding two year period because of the contractor's failure to comply with an order of a federal court which orders the contractor to comply with an order of the National Labor Relations Board.

## VIOLATION OF LAW OR A SAFETY REGULATION

Under Pub Cont Code  $\blacklozenge$  10162, the Bidder must complete, under penalty of perjury, the following questionnaire:

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation? No

If the answer is yes, explain the circumstances in the following space.

## ANTITRUST LAW

Under Pub Con Code ♦ 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder Has Not been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Pub Cont Code ♦ 1101, with any public entity, as defined in Pub Cont Code ♦ 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" includes any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

If the Bidder has been convicted of an offense within the past 3 years, provide the conviction details including the date and ultimate resolution of each conviction in the space below.

# PERMITS, LICENSES, AGREEMENTS, CERTIFICATIONS, AND RAILROAD RELATIONS AND INSURANCE REQUIREMENTS

Bidder acknowledges that permits, licenses, agreements, certifications, and the requirements in the document titled "Railroad Relations and Insurance Requirements" are components of the Contract under section 5-1.02 of the Standard Specifications.

\_\_\_\_\_

Contract No.: 12-0P4604 Project ID: 1215000111

Bidder Name: America Pacific Construction Bidder ID: VC0000101431

BIDDER RESPONSIBILITY QUESTIONNAIRE

Failure to truthfully answer the following questions will result in a finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

- 1. Within the past 10 years, has the Bidder been found to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?
- 2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsible bidder by a public entity, including federal, State, local or regional entities?

  No
- 3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?
- 4. If the answer to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:
  - 4.1. Date of each nonresponsibility determination
  - 4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination
  - 4.3. Contract number for each nonresponsibility determination

END CERTIFICATIONS

\_\_\_\_\_\_

Contract No. 12-0P4604
Bond No.
We
as Principal, an
as Surety are bound unto the State of California, Department of Transportation hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,
THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:
WHEREAS, the Principal is submitting a bid to the Obligee, for
CONSTRUCTION ON STATE HIGHWAY IN ORANGE COUNTY IN HUNTINGTON BEACH AND WESTMINSTER FROM TALBERT AVENUE TO 11TH STREET
In District 12 on Route 39 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 03-24-16.
NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.
In the event a suit is brought upon this bond by the Obligee and judgement is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.
Dated:, 20
m 1 1
Principal
Surety
By
Attorney-in-Fact
Contract No. 12-0P4604 Page 19

BIDDER'S BOND

DES-OE 0102.3(REV 3/2008)

Correspondence or claims relating to the the following address:	is bond should be sent to the surety at
CALIFORNIA ALL-PURPOSE A	ACKNOWLEDGEMENT
State of California	
County of	
On this before me	e,
Date He:	re insert Name and Title of the Officer
personally appeared	
Name(s)	of Signer(s)
who proved to me on the basis of satisfal whose name(s) is/are subscribed to the that he/she/they executed the same in his and that by his/her/their signature(s) entity upon behalf of which the person(s	within instrument and acknowledged to me is/her/their authorized capacity(ies), on the instrument the person(s), or the
I certify under PENALTY OF PERJURY under that the foregoing paragraph is true and	
T	WITNESS my hand and official seal
SIGNATU	RE
	Signature of Notary Public
(SEAL)	

Contract No. 12-0P4604 Page 20

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPOR BIDDER'S BOND	TATION Contract No. 12-0P4604
DES-OE-0102.3 (REV 3/2008)	Bond No. 11-699-090
We America Pacifi	c Construction
	as Principal, a
The Ohio Casualty Insu	
s Surely are bound unto the State of California, Depo on percent (10%) of the total amount of the bid of the f which sum we bind ourselves, jointly and severally,	artment of Transportation, hereafter referred to as "Obligee", in the penal sum of Principal submitted to the Obligee for the work described below, for the paymen
THE CONDITIO	N OF THIS OBLIGATION IS SUCH, THAT:
HEREAS, the Principal is submitting a bid to the Ob	ligee for Contract #12-0P4604; Clean line,
remove and replace culvert in	(Copy have the exact description of work, including location, as it appears on the propose Orange County
or which bids are to be opened atSacramento	O, CA
	threat place where bids will be opened?  on March 24, 2016
*	(Insert date of bid opening)
the Obliges in such suit, including a reasonable attended:  March 24, 2016  Correspondence or claims relating to this bond should be sent to the surety at the following address: The Ohio Casualty	America Pacific Construction
Insurance Company	The Ohio Consulting The Theorem
9450 Seward Rd	The Ohio Casualty Insurance Company
Fairfield OH 45014	By By
CALIFORNIA	Blake A Pfister, Attorney in Feet ALL-PURPOSE ACKNOWLEDGMENT
tate of Celifornia	•
ounty of See Attached	
n this before me,	See Attached
Date Se	Here have Name and Title of the Officer  e Attached
ersonally appeared	Name(s) of Signer(s)
nd acknowledged to me that he/sha/they executed the ignature(s) on the instrument the person(s), or the en	e to be the person(s) whose name(s) is/are subscribed to the within instrument as same in his/her/their authorized capacity(les), and that by his/her/their stity upon behalf of which the person(s) acted, executed the instrument.  s of the State of California that the foregoing paragraph is true and correct.
\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	WITNESS my hand and official seal.
	Signature See Attached
SEAL)	Sloveture of Nicery Public

## **CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

CIVIL CODE § 1189

A notary public or other officer completing this certificate document to which this certificate is attached, and not the t	
State of California )	
County of Orange )	
On March 18, 2016 before me, Lianr	ne Nahina, Notary Public
Date	Here Insert Name and Title of the Officer
personally appeared Blake A. Pfister	
	Name(s) of Signer(s)
who proved to me on the basis of satisfactory exsubscribed to the within instrument and acknowled his/####################################	Iged to me that he/stration executed the same in Marketing signature(s) on the instrument the person(s),
of	ertify under PENALTY OF PERJURY under the laws the State of California that the foregoing paragraph true and correct.
W	ITNESS my hand and official seal.
LIANNE NAHINA COMM. # 2134629 NOTARY PUBLIC CALIFORNIA ORANGE COUNTY MY COMM. EXP. DEC 5, 2019	gnature Signature of Notary Public
Place Notary Seal Above OPTIC	ONAL
Though this section is optional, completing this in fraudulent reattachment of this fo	formation can deter alteration of the document or
Description of Attached Document  Title or Type of Document: Bid Bond 11-699  Number of Pages: 1 Signer(s) Other Than	-090 Document Date: March 24, 2016 Named Above: N/A, None
Capacity(ies) Claimed by Signer(s) Signer's Name: Blake A. Pfister	Signer's Name:
☐ Corporate Officer — Title(s): ☐ Partner — ☐ Limited ☐ General ☐ Individual ☐ Attorney in Fact ☐ Trustee ☐ Guardian or Conservator ☐ Other:	☐ Corporate Officer — Title(s): ☐ Partner — ☐ Limited ☐ General ☐ Individual ☐ Attomey in Fact ☐ Trustee ☐ Guardian or Conservator ☐ Other:
Signer Is Representing: The Ohio Casualty Insurance Company	☐ Other:Signer Is Representing:

### THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 7209394

American Fire and Casualty Company The Ohio Casualty Insurance Company Liberty Mutual Insurance Company West American Insurance Company

03-23-16A11:03 RCVD

POWER OF ATTORNEY

Attached to 11-699-090

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute Blake A. Pfister and appoint,

all of the city of DANA POINT , state of CA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed \_\_ day of \_\_December 2015 thereto this 16th



American Fire and Casualty Company The Ohio Casualty Insurance Company Liberty Mutual Insurance Company West American Insurance Company

STATE OF PENNSYLVANIA COUNTY OF MONTGOMERY

interest rate or residual value guarantees.

letter of credit.

oan.

note.

Not valid for mortgage,

currency

On this 16th day of December 2015, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written. COMMONWEALTH OF PENNSYLVANIA



Notarial Seal Teresa Pastella, Notary Public Plymouth Twp., Montgomary County My Commission Expires March 28, 2017

Member, Pennsylvania Association of Notaries

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS - Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as birding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts - SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-infact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Gregory W. Davenport, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this  $\frac{24\,\mathrm{t}\,h}{}$  day of \_









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